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**UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA,

 Plaintiff,

 vs.

 PAVEL IVANOVICH LAZARENKO,

 Defendant.

) No. CR-00-0284 CRB
)
)
) **DEFENDANT’S OPPOSITION TO**
) **GOVERNMENT’S APPLICATION**
) **TO TAKE POST-CONVICTION**
) **DISCOVERY AND REQUEST FOR**
) **BRIEFING SCHEDULE**
)
) **Date: TBA**
) **Time: TBA**
) **Courtroom: Judge Charles R. Breyer**

On August 2, 2013 the government filed a pleading entitled “*Ex Parte* Application of the United States To Take Post-Conviction Discovery Pursuant To 21 U.S.C. § 853(m) and Federal Rule of Criminal Procedure 32.2(b)(3).” Defendant Pavel Lazarenko hereby opposes that motion and requests that it be heard and decided on a schedule that will permit full and adversarial briefing.

The government seeks leave to conduct discovery by deposition and subpoena, apparently without limitation, not only against Mr. Lazarenko, but against unnamed third parties. The ostensible basis for doing so are orders in this matter for forfeiture of over twenty two million dollars and for a fine in the amount of nine million dollars. Both orders are based on Mr. Lazarenko’s 2004 convictions for eight money laundering offenses occurring no later than

